



Date: April 13, 1992

Case No.: 92-TLC-9

In the Matter of:

NORTH CAROLINA GROWERS ASSOCIATION, INC.
Employer

Appearances: Ann Margaret Pointer, Esquire
For the Employer

Annaliese Impink, Esquire
For the Government

Before: LAWRENCE BRENNER
Administrative Law Judge

ORDER DISMISSING APPEAL

By letter dated February 13, 1992, the employer requested a de novo hearing in the above-named matter regarding the Regional Administrator's decision "not to accept a temporary alien agricultural labor certification application." On March 18, 1992, the government filed a Motion to Dismiss stating that the appeal is moot as "there were no issues remaining and that certification has been granted." A response to the government's Motion, which is dated April 6, 1992, was filed by the employer in which it states that it "hopes to resolve some of (the) issues informally before the next planting season and requests that this case be dismissed without prejudice."

IT IS THEREFORE **ORDERED** that this matter be **DISMISSED WITHOUT PREJUDICE**. IT IS FURTHER **ORDERED** that the case number for this matter be changed from 92-TAE-4 to 92-TLC-9 as the proceeding is governed by the regulations at 20 C.F.R. Part 655.

LAWRENCE BRENNER
Administrative Law Judge

LB/SYT/SF